

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

EON CORP IP HOLDINGS LLC,

Plaintiff,

v.

APPLE INC.,

Defendant.

Case No. [14-cv-05511-WHO](#)

**ORDERS GRANTING THE
WITHDRAWAL OF EON'S MOTION
TO DISMISS CLAIMS UNDER THE
'101 PATENT AND GRANTING APPLE
PERMISSION TO AMEND TO ASSERT
COUNTERCLAIMS**

Re: Dkt. Nos. 150, 153

For the reasons discussed at the last two Case Management Conferences and with good cause appearing, Eon is allowed to withdraw its motion to dismiss so that it can litigate the '101 and '491 patents together. At Eon's request, its claims under the '546 patent are dismissed with prejudice.

The parties have proposed that Apple's claims in 3:15-CV-03762-WHO be converted into counterclaims in this case. It is so ordered. Apple will voluntarily dismiss that action after it files an amended pleading in this case that asserts the converted counterclaims.

This Order supersedes any ambiguous or contrary statement in the minutes at Dkt. No. 153.

IT IS SO ORDERED.

Dated: November 16, 2015


WILLIAM H. ORRICK
United States District Judge